

Message Text

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12

ACTION EA-10

INFO OCT-01 ISO-00 SCCT-01 SY-05 CIAE-00 DODE-00 PM-03

H-01 INR-07 L-02 NSAE-00 NSC-05 PA-01 PRS-01 SP-02

SS-15 USIA-06 CAB-02 COME-00 DOTE-00 EB-07 FAA-00

FBIE-00 USSS-00 NEA-09 /078 W
----- 008861

P R 040945Z MAR 75

FM AMEMBASSY BANGKOK

TO AMEMBASSY NEW DELHI PRIORITY

INFO AMEMBASSY SINGAPORE

AMCONSUL HONG KONG

SECSTATE WASHDC 1257

LIMITED OFFICIAL USE BANGKOK 3591

E.O. 11652: N/A

TAGS: CPRS, PFOR, ETRD, IN, TH, HK, BM

SUBJECT: CIVAIR: EXTRADITION OF DANG

REF: NEW DELHI 2838

1. ACCORDING INDIAN EMBASSY OFFICER TO WHOM WE PASSED SUB-
STANCE REFTEL, EMBASSY HAD NOT AS OF LATE AFTERNOON MARCH 3
RECEIVED ANY INSTRUCTIONS FROM MEA REGARDING DISPOSITION OF
DANG.

2. IN REGARD CHARGES, WE BELIEVE GOI WILL HAVE TO SATISFY
PROVISIONS OF RTG EXTRADITION ACT OF 1929 (BE 2472) WHICH
PROVIDES FOR DISCRETIONARY SURRENDER OF SUSPECTS BY RTG TO
FOREIGN GOVERNMENTS WHICH (LIKE INDIA WE UNDERSTAND) DO NOT
HAVE EXTRADITION TREATY WITH RTG. LAW MAKES CLEAR IN
ARTICLES 7 AND 10 THAT REQUESTS FOR EXTRADITION MUST BE BASED
ON WARRANT ISSUED IN FOREIGN STATE ALLEGING COMMISSION OF
SPECIFIC CRIME WHICH WOULD BE PUNISHABLE BY LAW IF
COMMITTED IN THAILAND, AND WE ASSUME THESE PROVISIONS

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APPLY TO DISCRETIONARY AS WELL AS TREATY CASES. FULL

TEXT OF ARTICLE 4, WHICH PROVIDES FOR DISCRETION, FOLLOWS:

"ARTICLE 4. THE ROYAL SIAMESE GOVERNMENT MAY AT
ITS DISCRETION SURRENDER TO FOREIGN STATES WITH WHICH
NO EXTRADITION TREATIES EXIST PERSONS ACCUSED OR CONVICTED
OF CRIMES COMMITTED WITHIN THE JURISDICTION OF SUCH
STATES, PROVIDED THAT BY THE LAWS OF SIAM SUCH CRIMES
ARE PUNISHABLE WITH IMPROSONMENT OF NOT LESS THAN ONE
YEAR."

KINTNER

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Message Attributes

Automatic Decaptioning: X
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Channel Indicators: n/a
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Concepts: EXTRADITION, SABOTAGE, AIRCRAFT ACCIDENTS
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Draft Date: 04 MAR 1975
Decaption Date: 01 JAN 1960
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Disposition Approved on Date:
Disposition Authority: greeneet
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Disposition Date: 28 MAY 2004
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
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TAGS: CPRS, PFOR, ETRD, IN, TH, HK, BM, (DANG)
To: NEW DELHI
Type: TE
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